

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

TODD ALLEN SIMMONS,

Plaintiff,

v.

JEFF MACOMBER, et al.,

Defendants.

No. 2:23-cv-2962 CKD P

ORDER

Plaintiff has filed a motion seeking leave to file a second amended complaint. Good cause appearing, IT IS HEREBY ORDERED that:

1. Plaintiff's motion for leave to file a second amended complaint (ECF No. 11) is granted.
2. Plaintiff's amended complaint is dismissed.
3. Plaintiff is granted 30 days within which to file a second amended complaint. Failure to file a second amended complaint within 30 days will result in a recommendation that this action be dismissed.

Dated: September 13, 2024


CAROLYN K. DELANEY
UNITED STATES MAGISTRATE JUDGE